

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF PENNSYLVANIA

IN RE:

FRANCINE L. VASQUEZ

NO. 18-18228 ELF

CHAPTER 13

HEARING: December 7, 2021

MOTION OF FORD MOTOR CREDIT FOR RELIEF
FROM THE AUTOMATIC STAY, BANKRUPTCY CODE § 362a
REGARDING 2016 FORD FUSION MKS MOTOR VEHICLE

1. Movant is Ford Motor Credit Company, LLC ("Ford Credit"), with offices in at the National Bankruptcy Service Center in Colorado Springs, Colorado.
2. Respondents are Debtor, Francine L. Vasquez, and the Chapter 13 Trustee, Kenneth E. West, Esquire.
3. On or about September 1, 2015 Debtor Vasquez, purchased a 2016 Ford Fusion [VIN...09434] motor vehicle ("Vehicle") pursuant to an Installment Purchase Contract ("Contract"). A copy of the Contract further identifying the Vehicle is attached as Exhibit "A".
4. Pursuant to the Contract, Ford Credit has a purchase money security interest in the Vehicle, as perfected by notation of the Certificate of Title. Attached as Exhibit "B" is a true and correct copy of the Certificate of Title showing the interest of Ford Credit.
5. The Vehicle may be now, to Ford Credit's knowledge, uninsured as the expiration date of existing insurance is unknown.
6. Ford Credit has incurred legal expenses in protecting its interest.
7. There is an approximate net balance of \$3,241.31, plus expenses, costs, and interest on the Contract. The account is in default, being contractually due for June 1, 2021, and thereafter. Regular monthly payments are \$495.50 each. The most recent payment was for \$600.00 received on or about August 17, 2021.
8. The Vehicle is a depreciating asset and unless the matter is immediately resolved Ford Credit will continue to suffer irreparable harm.
9. There may be no equity in the Vehicle for Debtor or the Debtor's Estate.
10. The Vehicle is not necessary for an effective reorganization.

11. Debtor has failed to provide Ford Credit with adequate protection of its interests.

12. The present amount of the default is \$2,567.23 plus fees, costs and interest.

WHEREFORE, Ford Motor Credit Company, LLC prays this Honorable Court to enter an Order granting Ford Motor Credit Company relief from the automatic stays of Code Sections 362(a), as to the Vehicle with waiver of FRBP 4001(a)(3), and for such other relief as is just and equitable.

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